

MEMO

DATE: March 3, 2005

TO: The Regional Council
The Community Economic and Human Development Committee
The Energy and Environment Committee
The Transportation and Communications Committee (TCC)

FROM: Charlotte Pienkos, Government Affairs Analyst
Phone: (213) 236-1811 E-Mail: pienkos@scag.ca.gov

SUBJECT: State and Federal Legislative Matrix

Since the February 3rd meetings of the Regional Council and the policy committees, bill introduction in Sacramento has proceed at the slower, more circumspect pace not unusual in the first year of a two-year session. As of this writing on February 10th, SCAG is monitoring just 37 newly introduced state bills. The pace of bill introduction will hasten prior to the February 18th deadline. On the horizon, Spring Recess begins on March 17th. The Legislature will reconvene on March 29th.

On the federal level, the Public-Private Transportation Infrastructure Reinvestment Act of 2005 was proposed in Congress by Representative Sam Graves (R-6th) of Missouri (no number has been assigned at this writing). The proponents of the measure believe viable transportation infrastructure projects are waiting for money at the same time private sources of money are looking for investment opportunities. Matching private funds to public projects, however, is not simple.

Public authorities wishing to work with private investors face barriers. Current law and practice in public transportation programs create an institutional bias against private participation. For example, current rules on intermingling public and private funds exercise a serious restraint on efforts by public authorities to finance much-needed public transportation projects with innovative financing.

As more information on Congressman Graves' bill becomes available, Government Affairs will bring it forward for consideration.

In other federal legislation, the Water Policy Task Force considered at its February 10th meeting HR 18 (Baca), the Southern California Groundwater Remediation Act. HR 18 makes grants available for groundwater clean up and other activities within the Santa Ana River basin. The EEC will consider HR 18 at its meeting.



Private file: EconomicDevelopment

CA AB 261

AUTHOR: Koretz (D)
TITLE: Film California First Program
LOCATION: ASSEMBLY
CODE SECTION:

An act relating to economic development.

SUMMARY:

Expresses the intent of the Legislature to restore state funding to the Film California First Program, established within the Business, Transportation and Housing Agency.

DIGEST:

LEGISLATIVE COUNSEL'S DIGEST

AB 261, as introduced, Koretz. Film California First Program.

Existing law establishes the Film California First Program within the Business, Transportation and Housing Agency and funded from the Film California First Fund, with moneys appropriated by the Legislature, among other sources.

This bill would express the intent of the Legislature to restore state funding to the program.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

STATUS:

02/08/2005

INTRODUCED.

Subject:

EconDevel

CA SB 6

AUTHOR: Ducheny (D)
TITLE: Enterprise Zones: Designation Period
FISCAL COMMITTEE: yes
URGENCY CLAUSE: yes
LOCATION: Senate Transportation Committee
CODE SECTION:

An act to amend Section 7073 of the Government Code, relating to enterprise zones, and declaring the urgency thereof, to take effect immediately.

SUMMARY:

Relates to the Enterprise Zone Act designations by the Department of Housing and Community Development. Specifies that the designation period of any enterprise zone may total 20 years, subject to certain conditions.

DIGEST:

LEGISLATIVE COUNSEL'S DIGEST

SB 6, as introduced, Ducheny. Enterprise zones: designation period.

The Enterprise Zone Act generally provides for the designation by the Department of Housing and Community Development of enterprise zones in the state, pursuant to which certain entities within the enterprise zone may receive regulatory, tax, and other incentives for private investment and employment. A designation is binding for a period of 15 years from the date of the original designation, except that the designation period for an enterprise zone designated pursuant to specified provisions of law prior to 1990 may total 20 years, subject to specified conditions.

This bill instead would specify that the designation period of any zone may total 20 years, subject to these conditions.

This bill would declare that it is to take effect immediately as an urgency statute.

Vote: 2/3. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

STATUS:

12/06/2004

INTRODUCED.

01/27/2005

To SENATE Committees on TRANSPORTATION AND HOUSING and REVENUE AND TAXATION.

Subject:

EconDevel

CA SB 58

AUTHOR: Murray (D)
TITLE: Economic Development: Motion Picture Production

008

FISCAL COMMITTEE: no
URGENCY CLAUSE: no
LOCATION: Senate Rules Committee
CODE SECTION:

An act relating to economic development.

SUMMARY:

Expresses the intent of the Legislature to discourage the practice of producing and filming motion pictures outside the state.

DIGEST:

LEGISLATIVE COUNSEL'S DIGEST

SB 58, as introduced, Murray. Economic development: motion picture production.

Existing law provides for various programs for the development of economic opportunities in the state.

This bill would express the intent of the Legislature to enact legislation to discourage the practice of producing and filming motion pictures outside the state.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

STATUS:

01/12/2005 INTRODUCED.
 01/27/2005 To SENATE Committee on RULES.
Subject: EconDevel

Private file: Housing

CA AB 14

AUTHOR: Harman (R)
TITLE: Common Interest Developments: Conversions
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
LOCATION: Assembly Housing and Community Development Committee
CODE SECTION:

An act to amend Section 1352 of the Civil Code and to add Section 71.5 to the Revenue and Taxation Code, relating to common interest developments.

SUMMARY:

Requires that a document be recorded certifying the consent of the city or county to a conversion of an existing property into a common interest development of less than 5 units as part of the creation of a development. Prohibits an assessor from taking action on, or assigning parcel numbers for, a common interest development, without receiving a document certifying the consent of the local government.

DIGEST:

LEGISLATIVE COUNSEL'S DIGEST

AB 14, as introduced, Harman. Common interest developments: conversions.

Existing law defines and regulates common interest developments. Existing law requires that certain documents be recorded for a common interest development to be created, including a condominium plan, under specified conditions. Existing law provides for the creation of an assessor's office in each county, and requires the assessor's office to determine the new base year value for taxable real property that has been newly constructed. Existing law requires that land be properly described for tax assessment purposes.

This bill would require that a document be recorded certifying the consent of the city, county, or city and county to a conversion of an existing property into a common interest development of less than 5 units as part of the creation of the development. The bill would also prohibit an assessor from taking action on, or assigning parcel numbers for, a common interest development, as specified, without receiving a document certifying the consent of the local government, as described above.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

STATUS:

12/06/2004 INTRODUCED.
 01/18/2005 To ASSEMBLY Committees on HOUSING AND COMMUNITY
 DEVELOPMENT and LOCAL GOVERNMENT.

009

Subject: Housing, LandUse

CA AB 63

AUTHOR: Strickland (R)
TITLE: Elderly and Disabled Home Improvement Loan Program
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
LOCATION: Assembly Housing and Community Development Committee
CODE SECTION:

An act to add Part 4.7 (commencing with Section 19940) to Division 13 of the Health and Safety Code, relating to housing for the elderly and disabled.

SUMMARY:

Establishes within the Department of Housing and Community Development the Elderly and Disabled Persons' Revolving Home Improvement Loan Program to provide grants to local public agencies or nonprofit corporations, or to provide no-interest home improvement loans to qualified low- and moderate-income elderly and disabled individuals to assist them with daily activities and prevent injury and to allow them to remain safely in their own homes.

DIGEST:

LEGISLATIVE COUNSEL'S DIGEST

AB 63, as introduced, Strickland. Elderly and Disabled Home Improvement Loan Program.

Existing law authorizes the Department of Housing and Community Development to make grants to nonprofit housing sponsors and local public entities for operating, administrative, and other expenses of planning, constructing, rehabilitating, and operating assisted housing and to make grants to housing sponsors for the benefit of residents of assisted housing. It also authorizes the department to provide technical assistance and aid to governmental agencies, nonprofit corporations, and housing sponsors for the purpose of providing the benefits of assisted housing to very low income households and persons and families of low- or moderate-income that are handicapped.

Existing law establishes the Senior Housing Information and Support Center within the California Department of Aging for the purpose of providing information and training, including housing options and home modification alternatives designed to support independent living.

This bill would establish within the Department of Housing and Community Development the Elderly and Disabled Persons' Revolving Home Improvement Loan Program. The program would provide grants to local public agencies or nonprofit corporations, or to provide no-interest home improvement loans to qualified low- and moderate-income elderly and disabled individuals to assist them with daily activities and prevent injury and to allow them to remain safely in their own homes.

This bill would establish the Elderly and Disabled Persons' Revolving Home Improvement Loan Fund in the State Treasury. Moneys in the fund would be available, upon appropriation by the Legislature, for expenditure by the department for the purposes of the program.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

STATUS:

12/09/2004 INTRODUCED.
 01/06/2005 To ASSEMBLY Committees on HOUSING AND COMMUNITY DEVELOPMENT and AGING & LONG-TERM CARE.

Subject: Housing

CA SB 143

AUTHOR: Runner (R)
TITLE: Statistical Districts: Antelope Valley
LOCATION: SENATE
CODE SECTION:

An act to add Section 11093.5 to the Government Code, relating to statistical districts.

SUMMARY:

Requires any state agency or department that develops and maintains data and statistics on the municipal level to make a separate breakdown on the Antelope Valley in the preparation and maintenance of any statistical analyses by county and requires the Counties of Kern and Los Angeles to provide all necessary data.

DIGEST:

LEGISLATIVE COUNSEL'S DIGEST

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SB 143, as introduced, George Runner. Statistical districts: Antelope Valley.

Existing law requires any state agency or department that develops and maintains data and statistics on the municipal level to make a separate breakdown of the San Fernando Valley, as described, in the preparation and maintenance of any statistical analyses by city, and authorizes state agencies to require the City of Los Angeles to provide all necessary data.

This bill would similarly require any state agency or department that develops and maintains data and statistics on the municipal level to make a separate breakdown on the Antelope Valley, as described, in the preparation and maintenance of any statistical analyses by county and would require the Counties of Kern and Los Angeles to provide all necessary data.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

STATUS:

02/03/2005

INTRODUCED.

Subject:

Housing

CA SR 8

AUTHOR:

Torlakson (D)

TITLE:

Transportation and Housing

LOCATION:

Senate Transportation and Housing Committee

CODE SECTION:

Relative to transportation and housing.

SUMMARY:

Declares that the Senate places a high priority during the 2005-06 Regular Session on improving access to housing and reducing traffic congestion by promoting affordable housing, infill development, and other policies that allow people to live closer to their workplaces.

DIGEST:

LEGISLATIVE COUNSEL'S DIGEST

HOUSE OR SENATE RESOLUTIONS DO NOT CONTAIN A DIGEST

Be it resolved by the Senate of the State of California, That the Senate places a high priority during the 2005-06 Regular Session of the Legislature on improving access to housing and reducing traffic congestion by promoting affordable housing, infill development, and other policies that allow people to live closer to their workplaces.

STATUS:

01/11/2005

INTRODUCED.

01/11/2005

To SENATE Committee on RULES.

01/27/2005

Withdrawn from SENATE Committee on RULES.

01/27/2005

To SENATE Committee on TRANSPORTATION AND HOUSING.

Subject:

Housing, Transport

Private file: LandUse

CA SB 44

AUTHOR:

Kehoe (D)

TITLE:

General Plans: Air Quality Element

FISCAL COMMITTEE:

yes

URGENCY CLAUSE:

no

LOCATION:

Senate Local Government Committee

CODE SECTION:

An act to amend Section 65302.1 of the Government Code, relating to general plans.

SUMMARY:

Requires the legislative body of each city and county, other than those in the San Joaquin Valley Air Pollution Control District, to amend the appropriate elements of its general plan to include data and analysis, comprehensive goals, policies, and feasible implementation strategies to improve air quality no later than one year from the date specified for the next revision of its housing elements.

DIGEST:

LEGISLATIVE COUNSEL'S DIGEST

SB 44, as introduced, Kehoe. General plans: air quality element.

Existing law requires the legislative body of each county and city to adopt a comprehensive, long-term general plan for the physical development of the county or city, and of any land outside its boundaries that bears relation to its planning. The law requires the plan to include a

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specified land use element that designates the proposed general distribution and general location and extent of the uses of the land for housing, business, industry, open space, and other categories of public and private uses of land. Existing law specifically requires the legislative body of each city and county within the jurisdictional boundaries of the San Joaquin Valley Air Pollution Control District to amend appropriate elements of its general plan to include specified information to improve air quality.

This bill would make legislative findings and declarations regarding air pollution problems in this state. The bill additionally would require the legislative body of each city and county, other than those in the San Joaquin Valley Air Pollution Control District, to amend the appropriate elements of its general plan to include data and analysis, comprehensive goals, policies, and feasible implementation strategies to improve air quality no later than one year from the date specified for the next revision of its housing element.

The bill would also require each city and county, at least 45 days prior to the adoption of air quality amendments to a general plan, to send a copy of the draft document to the air quality management district or air pollution control district in which it is located for review and comment, as specified. By increasing the duties of local public officials, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.

STATUS:

01/04/2005

INTRODUCED.

01/27/2005

To SENATE Committee on LOCAL GOVERNMENT.

Subject:

AirQuality, LandUse

Private file: LocalFinance

CA ACA 7

AUTHOR:

Nation (D)

TITLE:

Local Governmental Taxation

FISCAL COMMITTEE:

no

URGENCY CLAUSE:

no

LOCATION:

ASSEMBLY

CODE SECTION:

A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 4 of Article XIII A thereof, by amending Section 2 of Article XIII C thereof, and by amending Section 3 of Article XIII D thereof, relating to taxation.

SUMMARY:

Proposes a Constitutional Amendment to change the 2/3 voter-approval requirement for special taxes to instead authorize a city, county, or special district to impose a special tax with the approval of 55% of its voters voting on the tax. Makes technical nonsubstantive changes to these provisions.

DIGEST:

LEGISLATIVE COUNSEL'S DIGEST

ACA 7, as introduced, Nation. Local governmental taxation:

special taxes: voter approval. The California Constitution conditions the imposition of a special tax by a city, county, or special district upon the approval of 2/3 of the voters of the city, county, or special district voting on that tax, except that certain school entities may levy an ad valorem property tax for specified purposes with the approval of 55% of the voters within the jurisdiction of these entities. This measure would change the 2/3 voter-approval requirement for special taxes to instead authorize a city, county, or special district to impose a special tax with the approval of 55% of its voters voting on the tax. This measure would also make technical, nonsubstantive changes to these provisions. Vote: 2/3. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

STATUS:

12/06/2004

INTRODUCED.

Subject:

Revenue/Bond

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